



## Implementation of the Environmental Advisory Rules Committee's (ARC) Recommendations

Resource Management Division

October 2012

### **Recommendation RM-2: Beneficial Reuse**

House Bill ([HB 5953](#)) was introduced by Representative Huuki and referred to the House Committee on Natural Resources, Tourism, and Outdoor Recreation on September, 27 2012. The bill amends and adds sections to Part 115, Solid Waste Management, and also amends sections of Part 201, Environmental Remediation, of the NREPA.

### **Recommendation RM-3: Hazardous Waste Regulations**

A request for rulemaking to amend the Hazardous Waste Management rules was approved by the ORR on September 24, 2012. It is identified as [2012-108 EQ](#). The purpose of the rulemaking is to maintain federal authorization to administer the state's Hazardous Waste Management Program under NREPA, in lieu of the federal Hazardous Waste Management Program under the Resource Conservation and Recovery Act of 1976, as amended, by the Hazardous and Solid Waste Amendments of 1984 (RCRA); to improve the overall quality of the rules, both in terms of clarification of existing requirements and areas of program coverage; and, to reduce some of the regulatory burdens on the regulated community by providing streamlined and flexible requirements, including the implementation of Recommendations RM-3 and RM-7.

### **Recommendation RM-4: Rescind/Repeal Michigan PCB Regulations**

Recommendation RM-4 proposed that the PCB rules should be rescinded and that Part 147 of NREPA should be amended as necessary to remove PCB regulations from Michigan statute. [SB 1328](#) was introduced by Senator Casperson in the Senate Committee on Natural Resources, Environment, and Great Lakes on September, 25 2012. This bill would amend several different parts of NREPA, including Part 147, Chemical Compounds, Subpart 1, PCB Compounds.

### **Recommendation RM-7: Hazardous Waste User Charge and Manifest Systems**

See Recommendation RM-3.

### **Recommendation RM-8: Medical Waste Storage Accumulation Limitation**

[SB 1334](#) was introduced by Senator Robertson and referred to the Committee on Health Policy on September 27, 2012. This bill amends Sections 13809 and 13811 of the Public Health Code, 1978 PA 368.

### **Other Rescinded DEQ Rules**

The Peacetime Nuclear Incident rules (R 325.5901 – R 325.5934) cite Radiation Control, 1972 PA 305; and the State Health Commissioner - State Council of Health, 1919 PA 146 as the promulgation

authority. Both of these acts have been repealed by the Public Health Code, 1978 PA 368. Nothing in the Public Health Code mandates the promulgation of the Peacetime Nuclear Incident rules. Therefore, the following administrative rules were repealed on June 8, 2012.

- R 325.5901 – R 325.5934

There are extensive federal regulations for the management of emergencies at nuclear power plants. In Michigan, the State Police Emergency Management/Homeland Security Division has the responsibility to coordinate the state response for nuclear power plant emergencies in Michigan.